

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MAINE**

UNITED STATES OF AMERICA      )  
  )  
  )  
  )  
v.                                     )  
  )  
**PHILJON EISOM,**                 )  
  )  
**DEFENDANT**                         )

No. 2:07-cr-90-DBH

**ORDER ON MOTION FOR RECONSIDERATION**

On November 18, 2011, I ruled that the defendant Philjon Eisom did not qualify for any sentence reduction under the retroactive and more lenient crack cocaine Guideline that became effective November 1, 2011. Eisom filed a new motion for relief on December 2, 2011 (Docket Item 65), which I treat as a motion for reconsideration. The motion is **DENIED** for the reasons stated in my Order of November 18, 2011. Moreover, contrary to Eisom's belief, he did in fact receive the 2-level subtraction under Guideline § 2D1.1 comment n.10(D)(i) when he was originally sentenced in 2008, as is reflected in the Revised Presentence Report ¶ 15.

**So ORDERED.**

**DATED THIS 6<sup>TH</sup> DAY OF DECEMBER, 2011**

/s/D. Brock Hornby  
**D. BROCK HORNBY**  
**UNITED STATES DISTRICT JUDGE**